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9 Attorneys for Plaintiff
10 UNITED STATES OF AMERICA

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13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

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18 UNITED STATES OF AMERICA,
19 v.
20 LEONEL HERNANDEZ,
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22 Plaintiff,
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24 Defendant.

25 Case No. 1:24-CR-00248-NODJ-BAM
26 JOINT STATUS REPORT; STIPULATION TO
27 CONTINUE STATUS CONFERENCE; ORDER
28 DATE: January 22, 2025
TIME: 1:00 PM
COURT: Hon. Barbara A. McAuliffe

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JOINT STATUS REPORT

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28 Defendant Leonel Hernandez (“Defendant”) and the United States of America (“United States”) stipulate and request that the Status Conference currently scheduled for January 22, 2025 be continued to April 23, 2025.

After making his initial appearance on the indictment, Defendant was ordered released subject to pre-trial conditions. [ECF #8]. The United States has provided initial discovery to defense counsel.

Defense counsel has accessed the discovery but requires at least three more months to review the discovery and consult with his client. Defense counsel believes that failure to grant the above-requested continuance would deny him the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

Based on the above, the parties agree that the ends of justice served by continuing the case as

1 requested outweigh the interest of the public and the defendant in a trial within the original date
2 prescribed by the Speedy Trial Act, and the parties agree that, for the purpose of computing time under
3 the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period
4 January 22, 2025, to April 23, 2025, inclusive, is excludable pursuant to 18 U.S.C. § 3161(h)(7)(A) and
5 (B)(iv).

6 **STIPULATION**

7 The United States of America, by and through undersigned counsel, and Defendant, by and
8 undersigned counsel, hereby stipulate as follows:

- 9 1. The Status Conference currently scheduled on January 22, 2025, at 1:00 p.m., may be
10 continued to April 23, 2025, at 1:00p.m.

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12 Respectfully submitted,

13 MICHELE BECKWITH
14 Acting United States Attorney

15 Date: January 14, 2025

/s/ Chan Hee Chu _____
16 CHAN HEE CHU
Assistant United States Attorney
Attorney for Plaintiff

19 Date: January 14, 2025

/s/ John Frederick Garland _____
20 JOHN FREDERICK GARLAND
Attorney for Defendant
LEONEL HERNANDEZ

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O R D E R

2 IT IS SO ORDERED. The status currently scheduled for January 22, 2025, at 1:00 p.m. is hereby
3 continued to **April 23, 2025, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe**. For the
4 purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial
5 must commence, the time period of January 22, 2025, to April 23, 2025, inclusive, is excluded pursuant
6 to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

7 IT IS SO ORDERED.
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9 Dated: January 15, 2025

/s/ *Barbara A. McAuliffe*

10 UNITED STATES MAGISTRATE JUDGE
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